Los A[illegible]eles County Sheriff's Depa[illegible]nent
Officer Involved Shooting

Report Date: 1/9/17	Bureau/Station/Facility: San Bernardino Police Dept.	Admin. Invest.? ☑ Hit? ☑

Incident Information

URN: 17-3223 (SBPD Case#)	Date: 1/9/17 Time: 1348
City or Station: San Bernardino	Nature of Incident: Off-Duty, Deputy-Involved (Hit) Shooting
Location: [redacted]N. Mountain View Avenue	

Location Type (check one or more):
- ☐ Backyard
- ☐ Beach
- ☐ Business
- ☐ Freeway
- ☐ Industrial
- ☐ Park
- ☐ Parking Lot
- ☐ Residence
- ☐ Rural
- ☐ School
- ☑ Street
- Other:

Lighting (check only one):
- ☐ Darkness
- ☑ Daylight
- ☐ Other
- ☐ Street Lights

Weather (circle only one):
- ☐ Clear
- ☑ Cloudy
- ☐ Fog
- ☐ Rain

Distance:

Incident Type (check one or more):
- ☐ Accidental
- ☑ Armed Person
- ☐ Fleeing Suspect
- ☐ Foot Pursuit
- ☐ Gun Take Away
- ☐ Moving Vehicle
- ☐ Sniper/Ambush
- ☐ Startle
- ☐ Struggle Involved
- ☐ Traffic Stop
- ☐ Unarmed Person
- ☐ Unintentional
- ☐ Vehicle Pursuit
- ☐ Warrant Service
- ☐ Warning Shot
- Other:

Initiated by (check only one):
- ☐ Arrest Warrant
- ☐ Call
- ☐ Observation
- ☐ One Person Unit
- ☑ Other
- ☐ Search Warrant
- ☐ Two Person Unit

Prior Activity (check only one):
- ☐ Detective
- ☐ Inmate Transport
- ☑ Other
- ☐ Routine Patrol

Total # of Shots Fired by Deputy: 11

Total # of Shots Fired by Suspect: 5-6

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (check only one)	ShiftType (check only one)
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name		First Name		M.I.
[redacted]		[redacted]		[redacted]
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph	Home Ph: [redacted]
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph

Supervisors

Employee #	Last Name	First Name	M.I.	(check one or more)
	N/A			☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
	N/A			☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
	N/A		

Watch Commander

Employee #	Last Name	First Name	M.I.
	N/A		

PSTD Use Only

SH # ____________

Officer Involved Shooting

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
1/9/17		1/11/17	

Employee #	Last Name	First Name	M.I.
[redacted]	Grall	David	M
[redacted]	Hamil	Jeffrey	F
[redacted]	Denison	Trent	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	FH	GL	9			NN	
E#1	S#2	FH	BR	9	Y	Y	NN	
E#1	S#1	FH	BR	9	Y	Y	GS	BK/AR

SH-R-438A (rev. 10/01/15)

See Front Side



Officer Involved Shooting
Involved Employee Information

URN: 17-3223 (SBPD Case#)

Involved Employee

E 1

Employee # [redacted] | Last Name: Ramirez | First Name: Joshua | M.I.:

Sex: M | Race: H | Rank: Deputy Sheriff | Unit Assignment: MCJ | Work Assignment (Unit #, Module, etc.): N/A

ShiftTime (*circle only one*): ☐ EM ☐ PM ☑ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☑ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☑

Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): ☑ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest | Other Factors: Off Duty

Age: [redacted] | Height: 5-6 | Weight: 176

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]

Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: | Directed Force: [redacted]

Weapons Fired Brand: Beretta | Caliber: 9mm | # Shots: 11 | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E __

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E __

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 17-3223 (SBPD Case#)

Suspect Information

S 1

Last Name: Bell		First Name: Eric	M.I.
AKA Last Name		First Name	M.I.
Sex: M Race: B	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #: [redacted]	Driver's License #:
Age: 18 D.O.B. 9/17/98	Height: 6-0 Weight: 240	FBI # [redacted]	CII # [redacted]
Booking # 1701341012	Primary Charge: 664/187 PC		Secondary Charge: 245(A)(2) PC
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? ☑

Vehicle Make: Mercedes Benz Model: E450 Year: 1989 Parole: Probation: Yes Prior Felony Conviction: Yes

S 2

Last Name: Cook		First Name: Jeremiah	M.I. M
AKA Last Name		First Name	M.I.
Sex: M Race: B	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #:	Driver's License #: [redacted]
Age: 18 D.O.B. 3/15/98	Height: 6-3 Weight: 190	FBI # [redacted]	CII # [redacted]
Booking # 1701340986	Primary Charge: 664/187 PC		Secondary Charge: 245(A)(2) PC
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? ☑

Vehicle Make: Model: Year: Parole: Probation: Yes Prior Felony Conviction: Yes

S

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:		Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐

Vehicle Make: Model: Year: Parole: Probation: Prior Felony Conviction:

S

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:		Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐

Vehicle Make: Model: Year: Parole: Probation: Prior Felony Conviction:

See Other Side

INTERNAL AFFAIRS BUREAU

DEPUTY INVOLVED HIT SHOOTING

INVESTIGATIVE SUMMARY

OFF DUTY

CASE NUMBER:	**SH2419182**
SUSPECTS:	**Eric Bell, 09/17/1998** **Jeremiah Cook, 03/15/1998**
UNIT/DIVISION:	**Men's Central Jail / Custody Division**
DATE/TIME/DAY:	**January 9, 2017, 1347 hours, Monday**
LOCATION:	**[redacted] North Mountain View Road, San Bernardino, CA 92401.**

On January 9, 2017, Internal Affairs Bureau (IAB) Lieutenant David Grall, Sergeants Jeff Hamil and Trent Dennison, responded to [redacted] N Mountain View Road, in the city of San Bernardino, regarding an off-duty deputy-involved shooting. Suspect Bell sustained four gunshot wounds and was transported to Loma Linda Medical Center **(Exhibit A, tab one)**.

Detective [redacted], under the supervision of Sergeant [redacted] from the city of San Bernardino Police Department (SBPD), Homicide Bureau, arrived and assumed control of the investigation. For further information refer to the San Bernardino Police Department Homicide case book and reports under file number 2017-3223 **(Exhibits A and B)**.

> **IAB Note:** **The San Bernardino Police Department Homicide case book is numbered with tabs, not page numbers. The IAB summary will refer to tabs and sub tabs (white tabs) to maintain the integrity of the shooting investigation. IAB Sergeant Jeff Hamil removed the Homicide case book from the three ring binder and included it, intact, in the IAB case book,excluding 21 Compact discs (CD's) that were downloaded to a USB flash drive (Exhibit E)**.

Lieutenant Grall took reasonable steps to ensure involved personnel and witnesses did not discuss the incident amongst themselves. The incident took place in the city of San Bernardino and therefore, had to comply with their jurisdictional investigative protocols.

SYNOPSIS:

On January 9, 2017, Deputy Joshua Ramirez was off-duty [redacted]. Deputy Ramirez received a call from his [redacted] stating a black Mercedes Benz was driving around the neighborhood and one of the occupants tried to climb over their wall. Deputy Ramirez' [redacted] let their two dogs out into the backyard and the occupant got back into the black Mercedes and the Mercedes left the neighborhood.

Deputy Ramirez arrived [redacted] and was contacted by his [redacted] ([redacted] F/B [redacted], **Exhibit B**) and Ms. [redacted] showed Deputy Ramirez three photographs **(Exhibit A, tab 5)** of the black Mercedes. She told Deputy Ramirez the driver of the black Mercedes urinated on his (Deputy Ramirez) wall, and the passenger was looking over his fence. Deputy Ramirez recognized the black Mercedes and recalled he had spoken to the two occupants inside the Mercedes on three or four prior occasions **(Deputy Ramirez Homicide and IAB interviews)**.

After talking to Ms. [redacted], Deputy Ramirez went into his [redacted]. Since he was on [redacted] and planning to take [redacted], Deputy Ramirez decided to leave early in case the Mercedes returned. Deputy Ramirez thought the occupants were in search of houses to burglarize because of the way the occupants were seen driving through the neighborhood **(Deputy Ramirez Homicide and IAB transcripts)**. Deputy Ramirez' needed to fuel up his vehicle, and left to get gas. **(Deputy Ramirez' Homicide and IAB Interviews)**.

Deputy Ramirez drove southbound in the [redacted] block of North Mountain View Avenue in the city of San Bernardino. Deputy Ramirez was in his personal vehicle, a [redacted] colored [redacted] (License# [redacted]). He noticed a black Mercedes Benz drive south onto North Mountain View Avenue from Hill Avenue. Deputy Ramirez recognized the Mercedes from the photographs and from the prior contacts. Deputy Ramirez was driving behind the Mercedes and the Mercedes slowed down suddenly. At that moment Deputy Ramirez received a phone call from his friend [redacted] **Exhibit A tab 5**). Deputy Ramirez told [redacted] to write down the license plate of the Mercedes [redacted] because he was going to call 9-1-1.

Deputy Ramirez drove around the Mercedes when it stopped in the roadway. Deputy Ramirez continued driving south on North Mountain Avenue, and the Mercedes made a left turn from North Mountain View Avenue onto West 49th Street. **(Exhibit A, tab 6, Deputy Ramirez' Homicide and IAB transcripts)**.

Deputy Ramirez stopped at a stop sign at 46th Street and North Mountain View Avenue where he observed the Mercedes approaching westbound. Deputy Ramirez drove south on North Mountain View Avenue and saw the Mercedes traveling southbound behind him at a high rate of speed. The Mercedes was flashing its headlights and sounding its horn. Deputy Ramirez pulled to the right curb to allow the driver of the Mercedes Benz (identified as Suspect Bell) to pass.

Suspect Bell drove past Deputy Ramirez, and he heard the occupants of the Mercedes yell something unknown while they made hand gestures (both hands and arms raised) as to demonstrate "what's up." Deputy Ramirez began to drive southbound again and called 9-1-1, but the cell phone call was not answered **(Deputy Ramirez' IAB transcripts)**. Deputy Ramirez saw Suspect Bell stop the Mercedes in the middle of the street, so Deputy Ramirez also stopped in the southbound lane behind the Mercedes. The distance between Deputy Ramirez' vehicle and the suspect's vehicle was approximately thirty yards. Suspect Bell suddenly put his vehicle into reverse and began backing up toward Deputy Ramirez at a high rate of speed. Deputy Ramirez also backed up, in an attempt to turn around and drive to a police substation located at a college just north of his location. Suspect Bell was closing the distance at a high rate of speed. Deputy Ramirez stopped his vehicle and exited. He did not want to be inside his vehicle in case the Mercedes rammed it. At that point, a passenger in the Mercedes (identified as Suspect Cook) stood up through the sunroof of the vehicle while it was still moving in reverse.

Suspect Cook was protruding through the sunroof approximately chest high. He (Suspect Cook) was armed with a handgun and was facing in Deputy Ramirez' direction. Deputy Ramirez believed Suspect Cook was firing at him because he heard gunshots. Deputy Ramirez stood behind the open driver's door of his car. He fired several rounds at Suspect Cook because he feared for his life. Suspect Cook ducked down inside the vehicle but he continued to point the handgun at Deputy Ramirez through the sunroof. Suspect Bell stopped the Mercedes and pulled forward slightly. Deputy Ramirez saw an additional handgun come out through the sunroof and fire.

Again fearing for his life, Deputy Ramirez fired additional rounds at the Mercedes where the suspect's torso would be. Deputy Ramirez could not see the suspect's torso but fired where it should be, based off of body position. Deputy Ramirez fired at Suspect Bell's torso because Deputy Ramirez saw two handguns and determined Suspect Bell was shooting at him. Suspect Bell drove quickly southbound away from Deputy Ramirez. Deputy Ramirez stopped firing because of the distance of the Mercedes and did not feel confident on being able to safely shoot. Deputy Ramirez did not have time to identify himself as a peace officer.

When the suspect's vehicle was about 100 yards south of Deputy Ramirez' position, he could still see a hand protruding from the sunroof. It is unknown whose hand it was because of the distance. The hand was holding what appeared to be a handgun **(Exhibit E, [redacted] North Mountain View Avenue surveillance video)**. Several shots were fired in Deputy Ramirez' direction. Deputy Ramirez did not return fire because the vehicle was too far away. One of the shots fired by the suspects struck a parked vehicle in front of Deputy Ramirez' position **(Exhibit E, [redacted] North Mountain View Avenue surveillance video and photographs obtained from the surveillance video, Exhibit A, tab 5)**. Deputy Ramirez called 9-1-1 and identified himself to the San Bernardino Police dispatcher as a deputy sheriff. He advised the dispatcher of the shooting and requested backup **(Exhibit E, disk 7)**.

Officers from the SBPD arrived at the location and broadcast the suspect's description and vehicle. Detectives from SBPD immediately recognized the vehicle and suspect's description from an [redacted] call from December 29, 2016. Detectives knew the vehicle had been seen at [redacted] and an address [redacted] on [redacted] in the city of San Bernardino **(Exhibit A, tab 1 and 4)**.

SBPD entered the suspect's vehicle license plate [redacted] into the city's automated license plate reader network ("Vigilant LEARN Solutions") and the suspect's vehicle was identified by a camera at [redacted] Street and North [redacted] Street **(Exhibit A, tab 5 and Exhibit E, disk 3)**.

IAB Note: "LEARN" is the name of the cloud based program for SBPD automated license plate reader network.

SBPD Special Enforcement Team responded to the [redacted] block of [redacted] Street and conducted a surveillance of the area. SBPD found the suspect's vehicle parked in front of [redacted]. The headlights were on and bullet holes were visible to both the front and rear windows. While surveilling the suspect's vehicle, a silver Ford Crown Victoria, license plate [redacted] drove into an alley, west of the suspect's vehicle. Two females exited the Crown Victoria, one ([redacted]) walked to the suspect's vehicle and removed an object from inside the vehicle. She then walked back to the Crown Victoria, placed the object in the passenger side, and got back into the vehicle ([redacted] **video interview Exhibit E, disk 8 and SBPD summary Exhibit A, tab 4, 6 sub 7)**. The other female [redacted] walked to the front door of [redacted] and appeared to have a conversation with someone inside the residence. She then walked back to the Crown Victoria and got into the vehicle [redacted] **video interview Exhibit E, disk 9 and SBPD summary Exhibit A, tab 4, 6 sub 4)**.

The Crown Victoria drove away from the location and was stopped by SBPD patrol officers immediately after it drove away from [redacted]. The driver of the vehicle was Suspect Cook. The three occupants were detained. SBPD officers then detained the occupant of [redacted] pending a search warrant. The occupant of [redacted] was identified as Suspect Bell's [redacted] **(See** [redacted] **video interview, Exhibit E, disk 16 and SBPD summary, Exhibit B)**. While at [redacted] Street, Suspect Bell's [redacted] arrived after taking Suspect Bell to the Kaiser Hospital in Fontana [redacted] **video interview Exhibit E, disk 15 and SBPD summary, Exhibit A, tab 6 sub 6)**.

While SBPD secured search warrants for [redacted] and all involved vehicles, Deputy Ramirez was transported to the [redacted] Deputy Ramirez positively identified Suspect Cook as the passenger of the Mercedes and the suspect who was visible through the sunroof, pointing a handgun at him. Deputy Ramirez was transported to the Kaiser Hospital in Fontana where SBPD officers had detained Suspect Bell. Deputy Ramirez positively identified Suspect Bell as the driver of the Mercedes. Both suspects were arrested for 664/187 P.C. - Attempted Murder.

SBPD served search warrants on [redacted] the black Mercedes (license number [redacted]), silver Crown Victoria (license number [redacted]) and a white Chevrolet Blazer (license number [redacted]).

SBPD recovered a loaded black and silver, AMT 380 9mm "KURZ" semi-automatic handgun, serial number [redacted] an empty box of 9mm ammunition and one live round of "R-P" 9mm ammunition from [redacted] SBPD recovered an unloaded Glock model 17 9mm semi-automatic handgun, serial number [redacted] from the silver Ford Crown Victoria. SBPD recovered numerous bullet fragments and .45 caliber ammunition from the black Mercedes **(Exhibit A, tab 9, Exhibit E, disk 10, and Crown Victoria photographs)**.

DISTRICT ATTORNEY'S LETTER OF OPINION:

The Central Criminal Division of the County of San Bernardino Office of the District Attorney reviewed the shooting involving Suspects Bell and Cook, and Deputy Ramirez. In their letter **(Exhibit C)** dated February 16, 2017, Chief Deputy District Attorney Simon R. Umscheid stated Deputy Ramirez is a "victim" in the complaint filed against Suspects Bell and Cook. Deputy Ramirez "was not and is not" considered a suspect in the incident, and he is "not the subject of any criminal investigation."

INVOLVED PERSONNEL:

Ramirez, Joshua, Deputy, #[redacted] MH/[redacted] 5-6, 168 lbs. [redacted]
Men's Central Jail

Date of Employment: 10/03/2007
Date assigned to MCJ Facility: [redacted]
Prior Shooting Incidents:

SUSPECTS:

Eric Bell, MB/19, DOB: 09/17/1998, 6-0, 240 lbs.
Jeremiah Mujahi Cook, MB/19, DOB: 03/15/1998, 6-3, 190 lbs.

The Consolidated Criminal History Reporting System revealed both Suspects [redacted]

DEPARTMENT WITNESSES:

None

NON-DEPARTMENT WITNESS:

[redacted] FW, [redacted]

SUSPECT INJURIES:

Suspect Bell sustained four gunshot wounds to his back and right arm. He was treated at Kaiser Hospital in Fontana and transferred to Loma Linda University Medical Center **(Exhibit A, tab 1)**.

EMPLOYEE INJURIES:

None

PHYSICAL EVIDENCE:

All evidence was collected by personnel from the San Bernardino Police Department's Scientific Investigations Division (crime lab). Two firearms were among the items recovered and collected as evidence. Crime scene sketches and legends are included in **(Exhibit A, tabs 7 and 8)**. A flash drive containing crime scene photographs is in **(Exhibit E, Disk 10, 11 and Crown Victoria)**. A list with descriptions of evidence collected by the crime lab is included in the SBPD case book **(Exhibit A, tabs 7, 8 and Exhibit B)**.

DISTANCES:

Distances of shots fired were estimated from five to 100 yards. Measurements by the crime lab are included in the SBPD case book **(Exhibit A, tab 7)**.

INVESTIGATORS OBSERVATIONS:

The scene was described in detail by San Bernardino Police Department Homicide Bureau investigators and documented with photographs. The scene description covered the entire incident and shooting location **(Exhibit A, tab 7)**. The descriptions were consistent with the observations of the IAB investigators who responded to the scene.

INTERNAL AFFAIRS BUREAU

DEPUTY INVOLVED HIT SHOOTING

INVESTIGATIVE SUMMARY

OFF DUTY

REVIEW OF RADIO TRANSMISSIONS:

There was no radio traffic by Los Angeles County Sheriff's Department personnel associated with this incident. A transcribed copy of Deputy Ramirez' 9-1-1 call is included in Deputy Ramirez' IAB transcribed interview.

REVIEW OF VIDEO:

Surveillance video from [redacted] was reviewed **(times obtained from video display)**.

A four page video review with screen shots and time stamps is included in **(Exhibit A, tab 5)**. IAB Investigators reviewed the video and confirmed it was consistent with the video review in **(Exhibit A, tab 5)**.

> **IAB Note: A copy of the surveillance video footage is included in the IAB case book as (Exhibit E).**

WEAPON USED BY DEPARTMENT PERSONNEL:

Deputy Ramirez

Service Weapon type:	Beretta 9mm Semi-Automatic 92F
Rounds Fired:	11
Type of Ammunition:	Department issued 147gr (Win) 9mm Luger
Date Employee Last Qualified:	[redacted]
Equipment:	None

WEAPONS USED BY SUSPECTS:

SBPD recovered a loaded black and silver, AMT 380 9mm "KURZ" semi-automatic handgun with five live rounds serial number [redacted] and an unloaded Glock model 17 9mm semi-automatic handgun serial number [redacted] The weapons recovered were consistent with Deputy Ramirez' description.

PROPERTY DAMAGE:

The property damage is described in **(Exhibit A, tab 7)**.

INTERNAL AFFAIRS BUREAU

DEPUTY INVOLVED HIT SHOOTING

INVESTIGATIVE SUMMARY

OFF DUTY

CRIMINAL INVESTIGATORS/CHARGES FILED:

Investigators: San Bernardino Police Department Homicide Detective [redacted]

Charges: Suspects Bell and Cook were charged with Attempted Murder 664/187 P.C., Assault with a Deadly Weapon 245 (a)(2) P.C. and Shooting at an Occupied Vehicle 246 P.C., case numbers FSB17000152 and FSB17000146.
Suspects Bell's and Cook's next court date is 03/16/2018. Copies of the court documents are included in the IAB case book in **(Exhibit B)**.

LIGHTING AND WEATHER CONDITIONS:

The incident took place on a cloudy, rainy day at approximately 1347 hours.

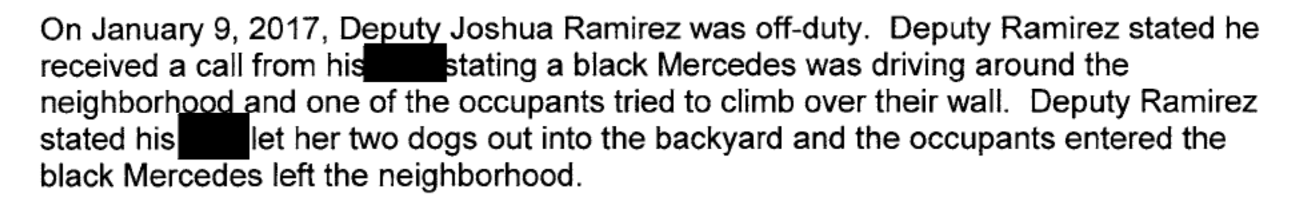
STATEMENTS:

DEPARTMENT PERSONNEL

San Bernardino Police Department Homicide Bureau investigators interviewed Deputy Ramirez. The interview was summarized in **(Exhibit A, tab 1)**. SBPD transcribed the verbatim interview and included it in **(Exhibit A, tab 6 sub 1)**. A copy of the video recorded SBPD interview is included in **(Exhibit E, disk 4)**.

Internal Affairs Bureau investigators interviewed Deputy Ramirez. Diagrams and photographs used for the interview are included in the IAB case book **(Exhibit D)**. For verbatim statements, see the attached transcribed interviews in the IAB case book.

Deputy Joshua Ramirez

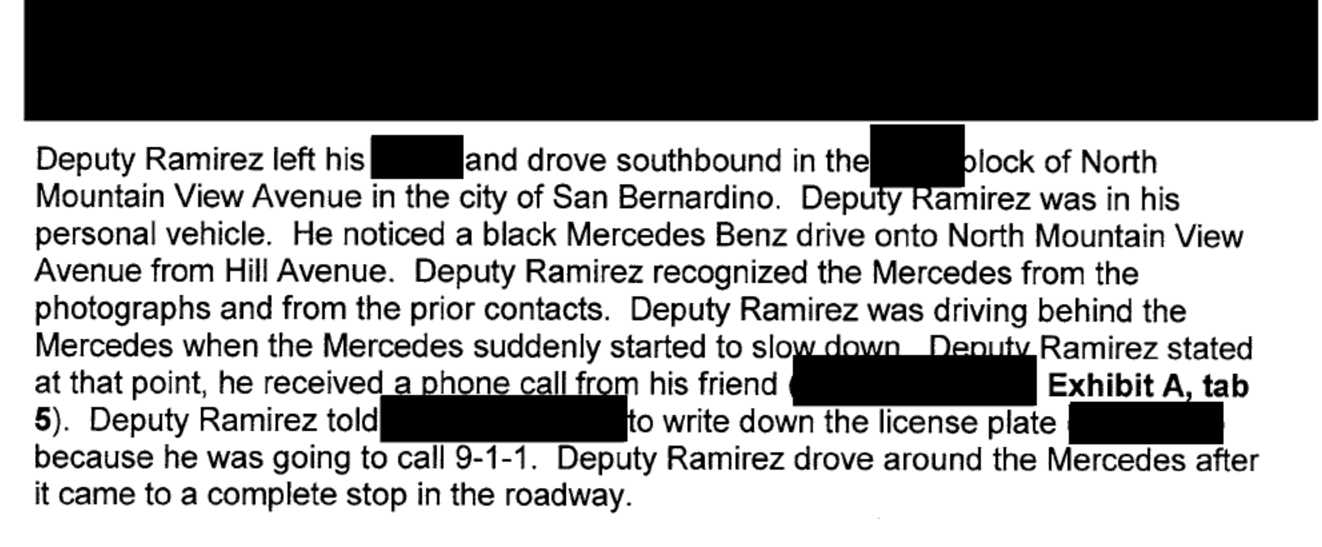


On January 9, 2017, Deputy Joshua Ramirez was off-duty. Deputy Ramirez stated he received a call from his [redacted] stating a black Mercedes was driving around the neighborhood and one of the occupants tried to climb over their wall. Deputy Ramirez stated his [redacted] let her two dogs out into the backyard and the occupants entered the black Mercedes left the neighborhood.

Deputy Ramirez stated he arrived [redacted] and was contacted by his [redacted] Ms. [redacted] and she showed Deputy Ramirez three photographs **(Exhibit A, tab 5)**, of the black

Mercedes.

Ms.[redacted] told Deputy Ramirez the driver of the black Mercedes urinated on his wall and the passenger was looking over his fence. Deputy Ramirez recognized the black Mercedes because he had spoken to the two occupants (identified Suspects Bell and Cook) on three or four prior occasions **(Deputy Ramirez' IAB transcribed interview pages, 4, 20, 21 and 23)**. Deputy Ramirez never reported the Mercedes to the SBPD because they were just acting suspicious, and had broken no laws that he was aware of.



[redacted]

Deputy Ramirez left his [redacted] and drove southbound in the [redacted]lock of North Mountain View Avenue in the city of San Bernardino. Deputy Ramirez was in his personal vehicle. He noticed a black Mercedes Benz drive onto North Mountain View Avenue from Hill Avenue. Deputy Ramirez recognized the Mercedes from the photographs and from the prior contacts. Deputy Ramirez was driving behind the Mercedes when the Mercedes suddenly started to slow down. Deputy Ramirez stated at that point, he received a phone call from his friend [redacted] **Exhibit A, tab 5**). Deputy Ramirez told [redacted] to write down the license plate [redacted] because he was going to call 9-1-1. Deputy Ramirez drove around the Mercedes after it came to a complete stop in the roadway.

Deputy Ramirez stated he continued traveling south on North Mountain Avenue, and the Mercedes made a left turn from North Mountain View Avenue onto West 49th Street. Deputy Ramirez stopped at a stop sign at 46th street and North Mountain View Avenue, and observed the Mercedes approaching from the east. Deputy Ramirez drove south on North Mountain View Avenue and saw the Mercedes traveling southbound behind him at a high rate of speed. The Mercedes was flashing its headlights and sounding its horn. Deputy Ramirez pulled to the right curb to allow the Mercedes Benz to pass.

The Mercedes passed, and Deputy Ramirez heard the occupants of the Mercedes yell at him, Deputy Ramirez could not hear what was said. Deputy Ramirez stated they made hand gestures at him (Deputy Ramirez). Deputy Ramirez described the gestures as hand up like to say "what's up." Deputy Ramirez began to drive southbound again

and called 9-1-1, but the cell phone call was not answered. Deputy Ramirez saw that the Mercedes stopped in the middle of the street so Deputy Ramirez also stopped in the southbound lane behind it.
The distance between Deputy Ramirez' vehicle and the suspect's vehicle was approximately thirty yards. Deputy Ramirez stated Suspect Bell suddenly put the vehicle into reverse and began backing up toward Deputy Ramirez at a high rate of speed. Deputy Ramirez also backed up, in an attempt to turn around and drive to a police substation located at the Cal State College just north of the location. Deputy Ramirez stated the Mercedes was closing the distance between them at a high rate of speed.

Deputy Ramirez stopped his vehicle and exited, so if the Mercedes hit him, he would not be hurt by the crash or airbags deploying. Deputy Ramirez stated Suspect Cook (passenger) in the vehicle stood up through the sunroof of the vehicle while it was still moving backward.

Suspect Cook was kneeling through the sunroof approximately chest height. Deputy Ramirez stated Suspect Cook was armed with a handgun and he was facing backward in Deputy Ramirez' direction. Deputy Ramirez believed Suspect Cook was firing at him because he heard gunshots.

Deputy Ramirez stood between the open driver's door and the driver's side of his car. Fearing for his life, Deputy Ramirez fired several rounds at Suspect Cook's torso through the rear window of the Mercedes because he (Deputy Ramirez) did not want his rounds to ricochet and hit a house. Deputy Ramirez stated Suspect Cook ducked down inside the vehicle but the handgun was still pointed at Deputy Ramirez through the sunroof. The Mercedes pulled forward slightly and Deputy Ramirez saw an additional handgun come through the sunroof and fire at him. Deputy Ramirez fearing for his life fired additional rounds at the Mercedes where the suspect's torso was based off where the gun was positioned. Suspect Bell quickly drove southbound away from Deputy Ramirez. Deputy Ramirez stopped firing because of the distance and he did not feel like he could safely return fire. Deputy Ramirez did not have enough time to identify himself as a peace officer.

When the suspect's vehicle was about 100 yards south of Deputy Ramirez' position, Deputy Ramirez saw a hand protrude from the sunroof, holding what appeared to be a handgun. Deputy Ramirez stated several shots were fired in his direction. Deputy Ramirez saw one of the rounds struck a parked vehicle in front of him. Deputy Ramirez

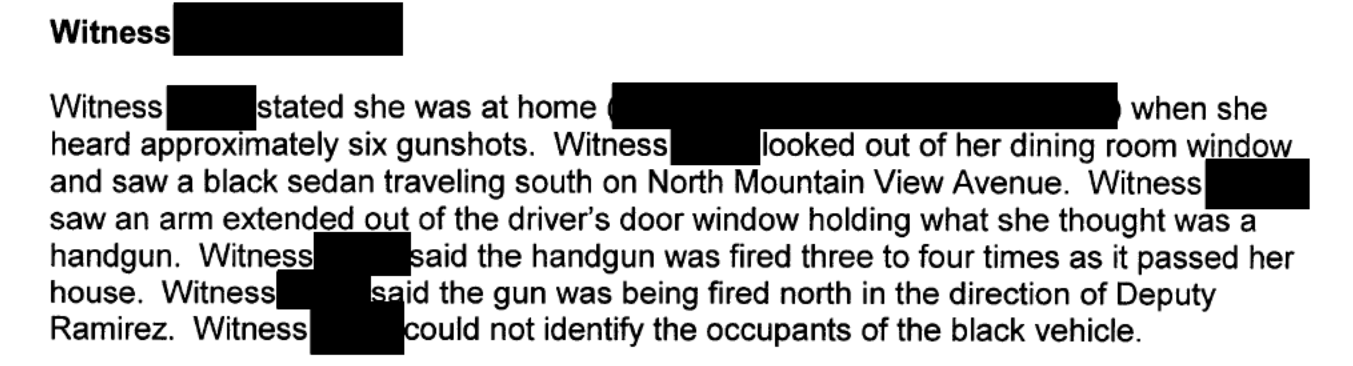
did not return fire because the vehicle was too far away and out of range. Deputy Ramirez connected with the 9-1-1 dispatcher and identified himself as a deputy sheriff. He advised the dispatcher of the shooting and requested backup.

Deputy Ramirez stated he could still see the suspect's vehicle traveling south when the 9-1-1 dispatcher answered his call. SBPD detectives transported Deputy Ramirez to [redacted] N. D Street, and The Kaiser Hospital in Fontana to identify Suspects Bell and Cook. Deputy Ramirez was transported to the SBPD Station for an interview.

NON-DEPARTMENT PERSONNEL:

San Bernardino Police Department Homicide Bureau investigators interviewed numerous people in their investigation **(Exhibits A, B, and E)**. Witness [redacted] was the only identified witness to see any part of the shooting. San Bernardino Homicide Bureau investigators interviewed Witness [redacted] Her interview was summarized in **(Exhibit B)**. Suspects Bell and Cook were interviewed. Their interviews were summarized in **(Exhibit A, tab 6 sub 2 and 3)**.

San Bernardino Police Department Homicide Bureau investigators provided CD's (**Exhibit E, disks 12 and 14)** with the audio and video recordings of the interviews. IAB Investigators had the interviews transcribed. For verbatim statements, see the attached transcribed interviews in the IAB case book.



Witness [redacted]

Witness [redacted] stated she was at home [redacted] when she heard approximately six gunshots. Witness [redacted] looked out of her dining room window and saw a black sedan traveling south on North Mountain View Avenue. Witness [redacted] saw an arm extended out of the driver's door window holding what she thought was a handgun. Witness [redacted] said the handgun was fired three to four times as it passed her house. Witness [redacted] said the gun was being fired north in the direction of Deputy Ramirez. Witness [redacted] could not identify the occupants of the black vehicle.

Suspect Jeremiah Cook

Suspect Cook stated he was never with Suspect Bell. He said he heard about Suspect Bell being shot and went to Suspect Bell's [redacted] house to see how he was. Suspect Cook denied he had shot a gun, and said he had not been in the black Mercedes since the day before (January 8, 2017). Suspect Cook denied dropping the Mercedes off at Suspect Bell's House [redacted]. Suspect Cook denied shooting a weapon since New Year's Eve.

IAB Note: Suspect Cook's Gunshot Residue (GSR) test returned positive for gunshot residue (Exhibit B).

Suspect Eric Bell

Suspect Bell stated he was driving the black Mercedes and Suspect Cook was the passenger. He said they were driving down "Cajon" and they were being followed by a "gold" sedan with tinted windows. Suspect Bell said he turned on Mountain View and the gold car was real close to him, so he drove alongside the gold car and he (Suspect Bell) threw his arms up as if to say "what's up?"

Suspect Bell said the gold car stopped, and he (Suspect Bell) put the car in reverse and backed up to see who it was. Suspect Bell said the driver of the gold car started shooting at him and Suspect Cook. Suspect Bell drove off after being stuck by numerous bullets. Suspect Bell stated Suspect Cook shot back at the gold car after they drove off. Suspect bell denied firing a weapon.

For complete statements made, more information, and precise wording, see the attached verbatim interview transcriptions.